

City of Pacific Regular Council Meeting Agenda for December 26, 2012
6:30 p.m., at 100 3rd Ave SE, Pacific ~ City Hall ~ Council Chambers

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. APPROVAL OF AGENDA

4. AUDIENCE COMMENT

(Please limit your comments to 3 minutes for items not up for Public Hearing. When recognized by the Mayor, please state your name and address for the official record. It is asked that you do not speak on the same matter twice.)

5. REPORTS

- A. Mayor
- B. Finance
- C. Court Statistics (attached)
- D. Public Safety Department
- E. Public Works/Community Development
- F. Community/Senior/Youth Services
- G. City Council
- H. Personnel
- I. Committee Boards
 - i. Park Board
 - ii. Public Works
 - iii. Civil Service
 - iv. Planning Commission
 - v. South King County Transportation Board (SKTBD)
 - vi. Pierce County Regional Council (PCRC)
 - vii. SCA
 - viii. VRFA

6. PUBLIC HEARING

7. OLD BUSINESS

- A. Adoption of Resolution No. 12-1217, Consenting to the Annexation of the Territory of the City of Pacific, Washington into the City of Auburn, Washington Simultaneous with the De-Annexation of the City of Pacific Pursuant to RCW 35.10.217(2) (City Clerk)
- B. Adoption of Resolution No. 12-1218, Calling for an Election on February 12, 2013, for the Question of Disincorporation of the City of Pacific (City Clerk)
- C. Adoption of Resolution No. 12-1219, Authorizing the Mayor to Execute Supplemental Agreement No. 10, with Skillings Connolly for Stewart Road Project for Time Extension (City Clerk)

8. NEW BUSINESS

- A. Ordinance No. 12-1839, Amending the Budget for the Year 2012; Amending Ordinance No. 1814, Adopted December 27, 2011 (Finance Director)

Please turn off cell phones during meeting and hold your questions for staff until the meeting has been adjourned.

The Council may consider other ordinances and matters not listed on the Agenda, unless specific notification period is required.

Meeting materials are available on the City's website at: www.cityofpacific.com or by contacting the City Clerk's office at (253) 929-1105.

City of Pacific Regular Council Meeting Agenda for December 26, 2012
6:30 p.m., at 100 3rd Ave SE, Pacific ~ City Hall ~ Council Chambers

- B. Ordinance No. 12-1840, Amending Pacific Municipal Code Chapter 9.97.020 Relating to the Adoption of Statutes Relating to Influence of Alcohol or Drugs (Public Safety Director)
- C. Adoption of Resolution No. 12-1223, Authorizing the Mayor to Execute Contract for Insurance Coverage for the City of Pacific (City Clerk)
- D. Adoption of Resolution No. 12-1224, Authorizing the Mayor to Execute Amendment No. 2 to the SCORE Jail for Port-A-Court Video Arraignments (Public Safety Director)
- E. Adoption of Resolution No. 12-1225, Affirming an Administrative Interpretation of Pacific Municipal Code Section 17.08.060(c) Requiring Updated Building Standards for an Existing Home Moved to Another Location (Building Inspector/Code Enforcement)
- F. Adoption of Resolution No. 12-1226, Authorizing the Expenditure of Funds with Gerina Dahl for Utility Billing System Audits; Managing Month End Processing; and Management of the Migration from Springbrook Version 6 to Version 7 (Finance Director)
- ? G. Discussion: Cities Insurance Association of Washington (CIAW) Extended Reporting Period-
 ° Wrongful Acts Coverage (City Clerk)

9. CONSENT AGENDA *(The Mayor shall place matters on the consent agenda, which are routine in nature that passage is likely)*

- A. approval of Payroll for period of December 16, 2012, through December 31, 2012, and Claim Vouchers for December 14, 2012 through December 26, 2012
- B. Approval of the December 3, 2012, Workshop Meeting Minutes
- C. Approval of the December 3, 2012, Special Meeting Minutes
- D. Approval of the December 10, 2012, Council Meeting Minutes
- E. Approval of the December 17, 2012, Council Meeting Minutes (continued from 12/10/12)
- F. Approval of the December 17, 2012 Workshop Meeting Minutes

10. EXECUTIVE SESSION *Pursuant to RCW 42.30.110, the City Council may hold an executive session. The topic(s) and the session duration will be announced prior to the executive session.*

11. ADJOURN

COMMITTEE MEETINGS

Finance Committee	To Be Determined 6:30 p.m.	City Hall
Parks Board	January 8, 2013 6:00 p.m.	City Hall
Public Works Committee	January 2, 2013 6:00 p.m.	City Hall
Planning Commission	To Be Determined 6:00 p.m.	City Hall

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CITY OF PACIFIC

Agenda Staff Report

Agenda Item No. Old Business 7A Meeting Date: December 26, 2012
Adoption of Resolution No. 12-1217, Consenting to the Annexation of the Territory of the City of Pacific, Washington into the City of Auburn, Washington Simultaneous with the De-Annexation of the City of Pacific Pursuant to RCW 35.10.217(2)
Subject: 35.10.217(2) Prepared by: Patti Kirkpatrick, MMC
City Clerk

At the December 3, 2012, Council meeting, a motion was moved and seconded as follows:

Councilmember Guier Moved and Councilmember Putnam seconded the motion to adopt Resolution No. 12-1217, Consenting to the annexation of the Territory of the City of Pacific, Washington into the City of Auburn, Washington Simultaneous with the De-Annexation of the City of Pacific Pursuant to RCW 35.10.217(2)

Summary: The City Council has been working towards viable solutions to ensure the City remains incorporated should the City be unable to secure sufficient insurance beginning January 1, 2013. One option available to the City was to look at annexation into a surrounding City, such as the City of Auburn. After consultations between City elected from the Cities of Auburn and Pacific, it was determined that it would be advantageous to both cities if Auburn were to annex all of the territory within the corporate limits of the City of Pacific.

On December 3, 2012, the Council held a Special Meeting for the sole purpose of discussing a Resolution calling for the annexation/de-annexation of the City of Pacific into the City of Auburn. Public testimony was held and the matter was continued to December 10, 2012 for continued discussion to December 17, 2012, where it was postponed to this evening's meeting.

Recommendation: The Council can either vote to adopt the resolution or fail the resolution or make a motion to postpone indefinitely.

Attachments: Resolution No. 12-1217

CITY OF PACIFIC, WASHINGTON

RESOLUTION NO. 12-1217

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, CONSENTING TO THE ANNEXATION OF THE TERRITORY OF THE CITY OF PACIFIC, WASHINGTON INTO THE CITY OF AUBURN, WASHINGTON SIMULTANEOUS WITH THE DE-ANNEXATION OF THE CITY OF PACIFIC, PURSUANT TO RCW 35.10.217(2)

WHEREAS, RCW 35.10.217(2) authorizes the legislative body of a city or town on its own initiative by resolution to indicate its desire to annex property of another city or town in whole or in part, or to indicate its desire to be annexed to a city or town in whole or in part, which annexation shall become effective upon the adoption of a resolution by the other city or town concurring in the annexation; and

WHEREAS, after consultations between officials and representatives of the cities of Pacific and Auburn, it was determined that it would be advantageous to both cities for all of the territory within the corporate limits of the City of Pacific to be annexed to the City of Auburn, with the City of Pacific being de-annexed thereby; and

WHEREAS, in connection with such annexation/de-annexation, the cities of Auburn and Pacific have committed to coordinate and cooperate with respect to any financial, planning, property ownership, transportation or development issues that would affect the cities and the annexation/de-annexation; and

WHEREAS, contemporaneous with the consideration of this Resolution, the City of Pacific is considering this annexation/de-annexation action because of the issues facing it and mutual benefits to both cities and their citizens; and

WHEREAS, the annexation/de-annexation shall be effective following adoption of Resolutions by both cities of Auburn and Pacific in support of the annexation/de-annexation; and

WHEREAS, the requirements of the State Environmental Policy Act and applicable Environmental Procedures will be complied with prior to the passage of the concurring resolution by the City of Auburn; and

WHEREAS, this annexation/de-annexation is subject to review by the Washington State Boundary Review Boards for King County and Pierce County,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Pacific, Washington as follows:

Section 1. The City Council of the City of Pacific indicates, pursuant to the provisions of RCW 35.10.217 (2), its desire to annex into the City of Auburn the territory of the City of Pacific, with said annexation to occur contemporaneous with the de-annexation of the City of Pacific, which territory is legally described as follows:

Territory of the City of Pacific - to be Annexed to the City of Auburn

(The legal description of the city is as set out in the Petition to Incorporate dated 24 August 1909 and Ordinances, 212, 223, 225, 226, 279, 319, 1055, 1256, 1321 of the City of Pacific and Resolutions of the City of Pacific No's. 527 and 530)

Section 2. The Council shall appoint an individual to implement such administrative procedures as may be necessary to carry out the directives of this legislation, including the steps necessary to transfer assets, property, and financial materials to the City of Auburn in connection with the annexation/de-annexation and the individual is further directed to transmit copies of this Resolution to the City Clerk of Auburn, and to take steps to assure that notices of the public hearing at which the second resolution is adopted are mailed to the owners of the property within the area proposed to be annexed, in accordance with RCW Chapter 35.43 and RCW Section 35.10.217(2).

Section 3. City Staff are hereby authorized and directed to file the appropriate Notice of Intent to Annex with the Washington State Boundary Review Boards for King County and Pierce County.

Section 4. This Resolution shall be in full force and effect upon passage and signatures placed hereon.

**PASSED B THE CITY COUNCIL AT A SPECIAL MEETING THEREOF
ON THE 26TH DAY OF DECEMBER 2012.**

CITY OF PACIFIC

By: _____

ATTEST:

Patricia J. Kirkpatrick, MMC, City Clerk

Approved as to Form

City Attorney

FILED WITH THE CITY CLERK: 12.10.12
PASSED BY THE CITY COUNCIL:
EFFECTIVE DATE:
RESOLUTION NO. 12-1217

CITY OF PACIFIC
Agenda Staff Report

Agenda Item No. Old Business 7B Meeting Date: December 26, 2012
Adoption of Resolution No. 12-
1218, Calling for a Special
Election on February 12, 2013,
Concerning the Disincorporation
of the City of Pacific Prepared by: Patti Kirkpatrick, MMC
City Clerk

Summary: At its December 10, 2012, meeting, the Council moved to postpone this item for further discussion and public hearing to December 17, 2012. On December 17, 2012, the Council postponed action on this item to this evening's meeting.

As you know, the City is working to secure alternative liability coverage to replace its expiring policy, but have not been successful in that attempt. The City Council determined that the financial risks associated with the City's continued operation without liability insurance coverage for the City, its officers and employees are too great. RCW 35A.15.010 provides for the initiation of the disincorporation of a code city by the adoption of Resolution No. 12-1218, which seeks an election to disincorporate.

Recommendation: Adopt the resolution calling for a special election concerning the disincorporation of the City of Pacific.

Motion for Consideration: I move adopt Resolution No. 12-1218, Calling for a Special Election on February 12, 2013, Concerning the Disincorporation of the City of Pacific.

Budget: It is estimated the cost of the Special Election for both King and Pierce Counties to be \$7,500, which has been incorporated into the 2013 Budget.

Attachments: Resolution No. 12-1218

CITY OF PACIFIC, WASHINGTON

RESOLUTION NO. 12-1218

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, CALLING FOR A SPECIAL ELECTION ON FEBRUARY 12, 2013, CONCERNING THE DISINCORPORATION OF THE CITY OF PACIFIC

WHEREAS, the City of Pacific has been notified by its insurer that the City's liability insurance policy will be cancelled effective December 31, 2012, and

WHEREAS, attempts by the City to find alternative liability coverage to replace its expiring policy have not been successful; and

WHEREAS, after review, the City Council has determined that the financial risks associated with the City's continued operation without liability insurance coverage for the City, its officers and employees, are too great; and

WHEREAS, RCW 35A.15.010 provides for the initiation of the disincorporation of a code City by the City Council's adoption of a resolution seeking an election to disincorporate,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, HEREBY RESOLVES:

Section 1: Pursuant to Chapter 35A.15.010 RCW, the City Council hereby requests that the Pierce and King County Auditors call a special election on February 12, 2013, to consider the question whether the City of Pacific should disincorporate.

Section 2: The City Clerk is hereby authorized and directed to certify to the Pierce and King County Auditors, not less than 52 days prior to the February 12, 2013, Special Election a proposition to disincorporate the City of Pacific in substantially the following form:

PROPOSITION;

DISINCORPORATION OF THE CITY OF PACIFIC

Shall the City of Pacific be disincorporated?

Support the disincorporation of the City of Pacific _____

Oppose the disincorporation of the City of Pacific _____

Section 3: The City Clerk is hereby authorized and directed to transmit to the Pierce and King County Auditors, not less than 52 days prior to the February 12, 2013 special election, an explanatory statement in substantially the following form:

The City of Pacific is classified as a non-charter municipal code City, operated under Title 35A RCW. The City has been notified that its liability insurance policy will be cancelled effective December 31, 2012, and the City has been unable to obtain replacement insurance coverage. Without insurance coverage, the Pacific City Council has determined that the City can no longer conduct business or provide services to its residents.

Section 4: The City Council hereby requests that the Pierce and King County Auditors conduct an all Vote-by-Mail special election for the ballot Proposition calling for the disincorporation of the City of Pacific.

Section 5: The City Council hereby requests that the Pierce and King County Auditors issue a Voters' Pamphlet for the all Vote-by-Mail special election for the ballot Proposition calling for the disincorporation of the City of Pacific.

Section 6: This Resolution shall be in full force an effect upon passage and signatures hereon.

PASSED BY THE CITY COUNCIL AT ITS REGULAR MEETING THEREOF ON THE 26TH DAY OF DECEMBER 2012.

CITY OF PACIFIC

By:_____

ATTEST:

Patricia J. Kirkpatrick, MMC, City Clerk

Approved as to Form

City Attorney

FILED WITH THE CITY CLERK: 12.10.12
PASSED BY THE CITY COUNCIL:
EFFECTIVE DATE:
RESOLUTION NO. 12-1218

CITY OF PACIFIC

Agenda Staff Report

Agenda Item No. Old Business 7C Meeting Date: December 26, 2012
Adoption of Resolution No. 12-1219, Authorizing the Mayor to
Execute Supplemental
Agreement No. 10, with
Skills Connolly for Time
Extension
Subject: _____ Prepared by: Patti Kirkpatrick, MMC City
Clerk

Summary: At the December 17, 2012, meeting (continued from December 10, 2012), the Council postponed action on this time extension to ensure the City would be insured as of January 1, 2013.

Mr. Gary Richardson, Senior Project Manager has requested a time extension only in order to complete the project improvements. Tasks requiring immediate attention include:

1. Completing the six steps required by TIB to continue funding support for the project, which includes modifying the STIP, completing the Pierce County/City of Pacific Inter-Local Agreement, securing right-of-way cost transfer to the Valentine project, completing the MOU with Gordon Trucking, preparing a balanced financial plan and establishing an ad date for construction;
2. Completing right-of-way negotiations with Gordon Trucking;
3. Completing design of the interurban trail from SR 167 to Valentine Ave; and
4. Completing design of the Stewart Road project.

Recommendation: Adopt the resolution as there are no additional costs associated with the time extension.

Motion for Consideration: I move adopt Resolution No. 12-1219, Authorizing the Mayor to execute Supplemental Agreement No. 10, for time extension only with Skills Connolly for Stewart Road/Thornton Avenue Improvements Project to December 31, 2013.

Budget: Time extension only, no additional costs to the city in this request for this project.

Attachments: Resolution No. 12-1219
Supplemental No. 10, Time Extension Only

CITY OF PACIFIC, WASHINGTON

RESOLUTION NO. 12-1219

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 10 WITH SKILLINGS CONNOLLY FOR TIME EXTENSION

WHEREAS, the City of Pacific entered into an agreement with Skillings Connolly, Inc. on February 14, 2011; and

WHEREAS, the City of Pacific and Skillings Connolly desire to extend the contract to December 31, 2013 to allow for the completion of the Stewart Road/Thornton Avenue Improvements project,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON:

Section 1. That the Mayor Pro Tem is authorized to execute Supplemental Agreement No. 10, with Skillings Connolly for Stewart Road/Thornton Avenue Improvements Project for time extension to December 31, 2013.

Section 2. This Resolution shall take effect and be in force immediately upon its passage.

PASSED BY THE CITY COUNCIL AT ITS REGULAR MEETING THEREOF ON THE 26TH DAY OF DECEMBER 2012.

CITY OF PACIFIC

Cy Sun, Mayor

ATTEST:

Patricia J. Kirkpatrick, MMC, City Clerk

Approved as to Form:

City Attorney

CITY OF PACIFIC

Agenda Staff Report

Agenda Item No. New Business 8A Meeting Date: December 26, 2012
Adoption of Ordinance No 12-
1839, Amending the Budget
for the Year 2012; Amending
Ordinance No. 1814, Adopted
Subject: December 27, 2011 Prepared by: Betty J. Garrison, CPFA
Finance Director

Summary: This Ordinance is presented to amend the 2012 Budget for the following items:

- Adjust projected Beginning Balances to Actual.
- Adjust Revenue to allow for increased collections.
- Adjust Expenditures to allow for increased expenses.
- Adjust the Salary Schedule for the changes due to labor negotiations and increase the staffing level in the Police Department from 4 Officers to 6 Officers, per Council direction.
- Adjust for Grants received allocating for expenditures and recognizing the income.
- Adjusting the Ending Fund Balances for changes.

These adjustments are made to record authorized activities throughout the year.

Recommendation: Adopt the resolution in order to amend the 2012 budget to reflect current revenue and expenditures.

Motion for consideration: I move to adopt Ordinance No. 12-1839, Amending the Budget for the Year 2012; Amending Ordinance No. 1814, adopted December 27, 2011.

Attachments: Ordinance No. 12-1839
Detail of changes

CITY OF PACIFIC, WASHINGTON

ORDINANCE NO. 12-1839

**AN ORDINANCE OF THE CITY OF PACIFIC, WASHINGTON,
AMENDING THE BUDGET FOR THE YEAR 2012; AMENDING
ORDINANCE NO. 1814, ADOPTED DECEMBER 27, 2011**

WHEREAS, the City Council adopted Ordinance No. 1814, adopting the budget for the year 2012 on December 27, 2011; and

WHEREAS, pursuant to RCW 35A.33.120, the City Council may authorize the expenditure of funds in excess of estimated financing received during the current fiscal year by ordinance amending the original budget; and

WHEREAS, the City Council previously approved a 2012 Salary Schedule for the City of Pacific and has since approved an increase in staffing levels for the Police Department changing the previously authorized four (4) Officers to six (6) Officers for the year 2012; and

WHEREAS, the City Council now desires to amend the budget for the year 2012 to correct the beginning balances; recognize unanticipated grant revenues and expenditures; to recognize increases and decreases in other financing sources; to amend the Salary Schedule; and to make corresponding changes in expenditure appropriations;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The budget for the City of Pacific, Washington, for the year 2012 is hereby adopted at the fund level in Ordinance No. 1814 is amended to modify appropriations for financing sources and expenditures with increases and decreases to funds as follows:

Fund	Fund Name	Adopted Budget	Increase (Decrease) Revenues	Increase (Decrease) Appropriations	Amended Budget
098	General Equip Reserve	27442.00	40.81	40.81	27482.81
099	General Cumulative Res	1345691.00	-5.77	-5.77	134555.23
100	General Fund	3761095.00	802956.59	802956.59	4564051.59
101	Street Fund	362778.00	-187.23	-187.23	362590.77
103	Senior Services	160709.00	578.48	578.48	161296.48
104	Youth Services	79702.00	7733.67	7733.67	87435.67
105	Parks Fund	160067.00	-4545.08	-4545.08	155521.92
106	Neighborhood Parks	25023.00	-1129.43	-1129.43	23893.57
107	Tourism	72820.00	3635.83	3635.83	76455.83
121	Public Safety Forfeiture	1800.00	564.51	564.51	2364.51
122	Criminal Justice	232502.00	122386.25	122386.25	354888.25
206	LID 3 Redemption	395805.00	50091.92	50091.92	445896.92
207	LID 3 Reserve	579787.00	252.55	252.55	580039.55

208	2000 Fire GO Bond	126034.00	70.75	70.75	126104.75
300	Municipal Cap Improv	86955.00	116750.94	116750.94	203705.94
301	Stewart/8 th Corridor	770438.00	147166.15	147166.15	917604.15
308	Valentine Road Proj	3489435.00	-4321.34	-4321.34	3485113.66
310	Stewart/Thornton	2167950.00	-146450.88	-146450.88	2021499.12
333	Fire Cap Improvement	26628.00	29007.79	29007.79	55635.79
401	Water Op & Maint	1223517.00	105591.49	105591.49	1329108.49
402	Sewer Op & Maint	1590799.00	77028.39	77028.39	1667827.39
403	Garbage	1063965.00	51582.14	51582.14	115547.14
406	Water Cap Improv	1111400.00	420584.20	420584.20	1531984.20
408	Sewer Cumulative Res	593409.00	469335.00	469335.00	1062744.00
409	Stormwater	608254.00	101600.53	101600.53	709854.53
410	Stormwater Facility	179428.00	-26925.00	-26925.00	152503.00
411	Pierce Co/Webstone	354289.00	-589.25	-589.25	353699.75
499	Utilities Equip Res	143679.00	24.30	24.30	143703.30
601	Customer Deposit	0	183715.03	183715.03	183715.03
630	Developer Deposit	0	32503.76	32503.76	32503.76
640	Algona Court	0	210384.33	210384.33	210384.33
	Totals	19530271.00	2749440.43	2749440.43	22279711.43

Section 2. The 2012 Salary Schedule is amended as per Attachment "A" showing authorized, budgeted staffing levels.

Section 3. Effective Date. This Ordinance shall take effect and be in full force five (5) days from and after its passage, approval and publication as required by law.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 26TH DAY OF DECEMBER, 2012.

APPROVED

Cy Sun, Mayor

ATTEST:

Patricia J. Kirkpatrick, MMC, City Clerk

APPROVED AS TO FORM:

Kenyon Luce, City Attorney

City of Pacific

2012 SALARY and Authorized FTE SCHEDULE

Position	Full Time Equivalents** Number Authorized and Budgeted	Monthly Salary Range	
		Minimum	Maximum
Elected Mayor	1.0	750.00	750.00
Elected Council Member	7.0	200.00	200.00
Total Elected Officials		8.0	
Public Safety Director	1.0	9,023.66	9,023.66
Public Worker & Community Development Director	1.0	6,306.91	7,311.18
City Engineer	1.0	5,945.43	6,892.42
Police Lieutenant	1.0	7,335.37	8,379.92
Finance Director	1.0	6,934.00	8,320.00
Public Works Lead	1.0	4,273.52	4,954.20
Police Sergeant	2.0	6,351.34	7,014.83
Building Inspector*	1.0	4,149.04	4,809.89
Water/Stormwater Manager	1.0	4,149.04	4,809.89
Community Services Director	1.0	4,047.62	4,692.95
Police Detective	1.0	4,506.10	6,045.75
City Clerk	1.0	4,168.55	4,832.96
Court Administrator	1.0	4,047.62	4,692.95
Police Officer	6.0	4,251.04	5,703.54
Associate Planner	1.0	4,108.75	4,763.19
Utility Worker	5.0	3,544.27	4,108.75
Permit Technician*	1.0	3,441.02	3,989.11
Finance Assistant	1.0	3,544.27	4,108.75
Accounts Payable/Payroll Technician	1.0	3,441.02	3,989.11
Evidence Technician	1.0	3,441.02	3,989.11
Police Clerk*	1.0	3,149.02	3,989.11
Utility Billing Clerk	1.0	3,149.02	3,650.58
Court Clerk	1.0	3,149.02	3,650.58
		Hourly Rates	
Correction Sergeant (1)		21.09	21.09
Correction Officer (3)		20.56	20.56
Community Services Assistant	1.0	11.83	11.83
Youth Services Coordinator	<u>0.8</u>	13.34	13.34
Total Authorized and Budgeted Staff	34.8		

*Current incumbent paid at higher range per LOA.

** Full-time equivalent is 2080 paid hours per year.

*** Public Works/Clerical Unit and Police Unit are currently under negotiations. After contracts are ratified, a budget amendment and salary schedule will need to be adopted.

CITY OF PACIFIC

Agenda Staff Report

Agenda Item No. New Business 8B Meeting Date: December 26, 2012
Adopting Ordinance No. 12-
1840, Amending Pacific
Municipal Code Chapter
9.97.020 Relating to the
Adoption of Statutes Relating
to Influence of Alcohol or
Drugs

Prepared by: John Calkins, Public
Safety Director

Summary: At the December 17, 2012, workshop, Council directed this item be brought forward. The State of Washington establishes the various criminal statutes as set forth in RCW 9 and 9A. The City has adopted, by reference, numerous criminal codes for the health, safety, and welfare of its citizens in Pacific Municipal Code Chapter 9. Recently, the State made some changes to RCW 46.61.50 and 46.61.5249, which need to be adopted by reference in the City's Code.

Recommendation: Adopt the Resolution thereby allowing the police to enforce state laws.

Motion for Consideration: I move adopt Ordinance No. 12-1840, Amending Pacific Municipal Code Chapter 9.97.020 relating to the adoption of statutes relating to influence of alcohol or drugs.

Budget impact: There is no additional cost to the City.

Attachments: Ordinance No. 12-1840

CITY OF PACIFIC, WASHINGTON

ORDINANCE NO. 12-1840

**AN ORDINANCE OF THE CITY OF PACIFIC, WASHINGTON,
AMENDING PACIFIC MUNICIPAL CODE CHAPTER 9.97.020 OF
RELATING TO THE ADOPTION OF STATUTES RELATING TO
INFLUENCE OF ALCOHOL OR DRUGS**

WHEREAS, the State of Washington establishes the various criminal statutes as set out in RCW 9 and 9A et seq; and

WHEREAS, the City Council has adopted by reference numerous criminal codes for the health, safety, and welfare of the citizens as set forth in Pacific Municipal Code (PMC) Chapter 9; and

WHEREAS, The City Council wishes to amend PMC 9.97.020 so as to adopt RCW 46.61.50, Driver Under 21 Consuming Alcohol, and also so as to adopt RCW 46.61.5249, Negligent Driving First Degree; now therefore,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, DO ORDAIN AS FOLLOWS:

A new Chapter in Title 2 of the Pacific Municipal Code is created to read as follows:

Section 1. RCW 46.61.503 and RCW 46.61.5249 are adopted by reference into PMC 9.97.020.

Section 2. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force 5 days after date of publication as required by law.

Section 3. If any provision of this ordinance or its application to any person or circumstances is held invalid, the remainder of this ordinance, or application of the provision to other persons or circumstances, shall be unaffected.

PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 26TH DAY OF DECEMBER 2012.

CITY OF PACIFIC

CY SUN, MAYOR

ATTEST:

Patricia J. Kirkpatrick, MMC, City Clerk

APPROVED AS TO FORM:

KEN LUCE, CITY ATTORNEY

CITY OF PACIFIC

Agenda Staff Report

Agenda Item No. New Business 8C Meeting Date: December 26, 2012
Adoption of Resolution No. 12-
1223, Authorizing the Mayor to
Execute Contract for Insurance
Subject: Coverage for the City of Pacific Prepared by: Patti Kirkpatrick, MMC
City Clerk

A Staff Report and Resolution will be provided prior to the Council meeting once the insurance policy is received from AJG on behalf of Lexington Insurance Company

CITY OF PACIFIC
Agenda Staff Report

Agenda Item No. New Business 8D Meeting Date: December 26, 2012
Adoption of Resolution No. 12-
1224, Authorizing the Mayor to
Execute Amendment No. 2 to
the SCORE Jail Contract
Regarding Port-A-Court Video
Subject: Arraignments Prepared by: John Calkins, Public
Safety Director

Summary: I have the 2013 “Exhibit A” addendum to the SCORE Jail Contract.

Recommendation: Accept Exhibit A as proposed.

Motion for Consideration: I move to adopt Resolution No. 12-1224, authorizing the Mayor to execute Amendment No. to the SCORE Jail contract regarding Port-A-Court Video Arraignments.

Budget impact: There is no additional cost to the City.

Alternatives: Continue to pay Corrections Officers to transport prisoners.

Attachments: Resolution No. 12-1224
2013 “Exhibit A: for services with SCORE Jail

CITY OF PACIFIC, WASHINGTON

RESOLUTION NO. 12-1224

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 2 WITH SCORE JAIL FOR PORTACOURT VIDEO ARRAIGNMENTS

WHEREAS, the City of Pacific will book all misdemeanants at the SCORE jail facility; and

WHEREAS, the City of Pacific currently uses two Corrections Officers to transport inmates from detention to the City Court and back to the jail; and

WHEREAS, there is now a system that is available to the Pacific Municipal Court that will eliminate transports and provide a safer method to conduct an arraignment at no cost to the City,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON:

Section 1. That the Mayor authorized to execute Amendment No. 2 with SCORE Jail for PortaCourt Services, attached as Exhibit A to this resolution.

Section 2. This Resolution shall take effect and be in force immediately upon its passage.

PASSED BY THE CITY COUNCIL AT ITS REGULAR MEETING THEREOF ON THE 17TH DAY OF DECEMBER 2012.

CITY OF PACIFIC

Cy Sun, Mayor

ATTEST:

Patricia J. Kirkpatrick, MMC, City Clerk

Approved as to Form

City Attorney

SECOND AMENDMENT TO AGREEMENT FOR INMATE HOUSING

THIS SECOND AMENDMENT TO AGREEMENT FOR INMATE HOUSING (hereinafter "SECOND AMENDMENT"), dated 12/26, 2012, is made and entered into by and between the **SOUTH CORRECTIONAL ENTITY**, a governmental administrative agency formed pursuant to RCW 39.34.030(3) ("SCORE") and the **CITY OF PACIFIC**, a municipal corporation organized under the laws of the State of Washington (hereinafter the "City," and together with SCORE, the "Parties" or individually "Party"), and amends that certain Agreement for Inmate Housing effective for the period between January 1, 2012 and December 31, 2021 by and between the Parties, as amended (the "Original Agreement").

WHEREAS, the Parties entered into the Original Agreement for the purpose of establishing the terms and conditions pursuant to which the City will transfer custody of certain inmates to SCORE to be housed at SCORE's correctional facility (the "Facility"); and

WHEREAS, SCORE operates video court at the Facility in order to provide court services for inmates on a cost-effective and efficient basis; and

WHEREAS, the City now desires to use the video court system at the Facility; and

WHEREAS, in order to use the video court system, the City would like to lease the necessary equipment (referred to herein as "PortaCourt") from SCORE on the terms set forth herein;

NOW, THEREFORE, the Parties hereto agree as follows:

Section 1.01. Definitions. All capitalized words and phrases, including those in the recitals, not otherwise defined herein shall have the meanings given to them in the Original Agreement.

Section 1.02. Amendments to Original Agreement. A new section is hereby added to the Original Agreement as follows:

46. PortaCourt.

(a) In order to facilitate video court hearings for City Inmates during the term of this Agreement, SCORE hereby agrees to lease to the City, and the City hereby agrees to lease from SCORE, certain equipment referred to as "PortaCourt" in order to effectively provide video court services. The term of the lease shall commence on December 1, 2012 and shall expire on December 31, 2013, subject to early termination and any renewals as agreed to by the Parties from time to time.

(b) To implement the PortaCourt system, SCORE hereby agrees to provide as reasonably necessary from time to time, the following services: (1) consult with the City's court and IT department to plan installation and implementation, (2) provide installation and basic support services for the PortaCourt equipment, (3) train, as necessary, City court staff, judges, and IT support staff on operation and basic troubleshooting of the

installation, and (4) work with the court to establish document workflow and processing between the court and SCORE.

(c) In exchange for the PortaCourt equipment and the services identified in (b) above, the City agrees to pay SCORE daily housing fees as identified in the First Amendment. No other payment is required for the use of PortaCourt.

(d) The City hereby agrees to use the PortaCourt equipment in a careful and proper manner and shall comply with and conform to all national, state, municipal, and other laws, ordinances and regulations in any way relating to the possession, use or maintenance of the PortaCourt equipment. The City shall keep the PortaCourt equipment in good repair, condition and working order. In the event that the PortaCourt equipment is not working properly, the City agrees to notify SCORE. SCORE shall be responsible, [at the City's expense], to furnish, or cause to be furnished, any and all parts, mechanisms and devices required to keep the PortaCourt equipment in good mechanical working order.

The City hereby assumes and shall bear the entire risk of loss and damage to the PortaCourt equipment from any and every cause whatsoever. No loss or damage to the PortaCourt equipment or any part thereof shall impair any obligation of the City under this Agreement which shall continue in full force and effect through the term of this Agreement. In the event of loss or damage of any kind whatever to the PortaCourt equipment, the City shall, at SCORE's option: (i) replace the same with like equipment in good repair, condition and working order; or (ii) pay to SCORE the replacement cost of the PortaCourt equipment. The City shall be responsible for continuously maintaining and paying for all risk insurance against loss of and damage to the PortaCourt equipment.

(e) The PortaCourt equipment is, and shall at all times be and remain, the sole and exclusive property of SCORE; and the City shall have no right, title or interest therein or thereto except as expressly set forth in this Agreement. Notwithstanding the foregoing, the City may opt to purchase the PortaCourt equipment from SCORE at a price determined to be reasonable by the Parties hereto.

(f) The City shall not assign its interest in the PortaCourt equipment without the prior written consent of SCORE.

(g) Either Party may terminate the lease of the PortaCourt equipment at any time, without cause, upon 15 days prior written notice. Upon the expiration or earlier termination of the lease, the City shall return the PortaCourt equipment to SCORE in good repair, condition and working order, ordinary wear and tear resulting from proper use thereof alone excepted, by delivering the PortaCourt equipment at the City's cost and expense to the Facility.

Section 1.03. Effective Date of Rate Modification. The Parties hereby agree that the rate amendments set forth in Section 1.02 of this First Amendment shall be effective beginning October 1, 2012.

Section 1.04. Survival of Provisions. Except to the extent modified by this Second Amendment, the terms of the Original Agreement, as previously amended, shall continue in full force and effect until the expiration or termination of the Original Agreement in accordance with its terms.

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment, all as of the day and year first above mentioned.

CITY OF PACIFIC

By _____

ATTEST:

By _____
City Clerk

APPROVED AS TO FORM:

By _____
City Attorney

SOUTH CORRECTIONAL ENTITY

By _____
Mayor Denis Law, Presiding Officer,
SCORE Administrative Board

CITY OF PACIFIC

Agenda Staff Report

Agenda Item No. New Business 8E Meeting Date: December 26, 2012
Adoption of Resolution No. 12-1225, Affirming an Administrative Interpretation of Pacific Municipal Code Section 17.08.060(c) Requiring Updated Building Standards for an Existing Home Moved to Another Location
Subject: Another Location Prepared by: Ken Barnett, Building Official/Code Enforcement

Summary: Request for a one time waiver of the Pacific Municipal Code Section 17.08.060 paragraph (c), regarding the Inch & Abernethy, White River Estates flood zone homes.

Recommendation: Staff recommends pursuant to International Residential Code, Section R104 Duties and powers of the Building Official paragraph R104.1 and R104.10, and Washington Administrative Code 51-51-0102, Section R102.7.2 Moved Buildings. That City Council Adopt Resolution No. 12-1225.

Motion for consideration: I move to adopt Resolution No. 12-1225, affirming the Building Official's Administrative Interpretation No. 12-001, attached to and incorporated herein as Exhibit A, regarding necessary upgrades to homes relocated from White River Estates to nearby neighborhoods in Pacific.

Attachments: Resolution No. 12-1225
Staff Report
PMC 17.08.060
IRC 104
WAC 51-51-0102

CITY OF PACIFIC, WASHINGTON

RESOLUTION NO. 12-1225

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, AFFIRMING AN ADMINISTRATIVE INTERPRETATION OF PACIFIC MUNICIPAL CODE SECTION 17.08.060 (C) REQUIRING UPDATED BUILDING STANDARDS FOR AN EXISTING HOME MOVED TO ANOTHER LOT.

WHEREAS, the Building Official received a request for an interpretation of Pacific Municipal Code Chapter 17.08.060 (c) regarding required upgrades to a home moved to another lot; and

WHEREAS, the 2009 International Residential Code (IRC) has been adopted by the City of Pacific, and has the same provisions regarding required upgrades to such homes, and;

WHEREAS, pursuant to Section R104, paragraph R104.1 of the 2009 International Residential Code (IRC), the Building Official is authorized to enforce and render interpretations of the code, and

WHEREAS, IRC paragraph R104.10 authorizes the Building Official to grant modifications to the code for individual cases; and

WHEREAS, Washington Administrative Code WAC 51-51-0102, Section R102.7.2 makes exception from required building code upgrades for Group R-3 buildings, single-family dwellings whose classification is not changed, and is not substantially remodeled or rehabilitated, and

WHEREAS, the Building Official has reviewed the provisions of Pacific Municipal Code 17.08.06 regarding the homes moved from the flood zone in White River Estates to nearby neighborhoods; and

WHEREAS, the Building Official rendered a decision in writing regarding upgrades limited to foundations only and is now seeking City Council concurrence; and

WHEREAS, the City Council may affirm the Interpretation of the Building Official or modify or reverse the Interpretation upon a finding that the Building Official exceeded jurisdiction or abuse of authority in rendering the interpretation; and

WHEREAS, the City of Pacific City Council finds that this Resolution furthers and is necessary for the promotion of public health safety and welfare; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON:

Section 1. The Pacific City Council hereby affirms the Building Official's Administrative Interpretation No. 12-001 regarding necessary upgrades to homes relocated from White River Estates to nearby neighborhoods in Pacific. The Administrative Interpretation is attached hereto and incorporated herein by this reference.

Section 2. This Resolution shall take effect and be in force immediately upon its passage.

PASSED BY THE CITY COUNCIL AT ITS REGULAR MEETING THEREOF ON THE 26TH DAY OF DECEMBER 2012.

CITY OF PACIFIC

Cy Sun, Mayor

ATTEST:

Patricia J. Kirkpatrick, MMC, City Clerk

Approved as to Form

City Attorney



COMMUNITY DEVELOPMENT DEPARTMENT

STAFF REPORT

TO: Mayor and City Council
FROM: Ken C. Barnett & Paula Wiech
DATE: December 13, 2012
SUBJECT: Inch & Abernethy House Moving

LIST OF ATTACHMENTS:

Item 1: Copy of PMC 17.08.060
Item 2: Copy of IRC 104

DISCUSSION:

Currently the Pacific Municipal Code 17.08.060 paragraph C, states a dwelling moved to a location other than the same property shall comply throughout with the building code. None of the owners were aware of this code provision, and have said they would not have gone forward with buying and moving these homes if they had known.

The International Residential Code (IRC) 104.1, gives the Building Inspector the right to render interpretations. IRC 104.10 gives the building inspector the right to grant modifications on a case by case basis.

In these cases, I feel the homes are new enough that to require the owners to bring them up to current code would be unnecessary and costly. The new foundations will meet the current seismic requirements.

It is the staff's recommendation that Council waive PMC 17.08.060 (C) for these homes.

Chapter 17.08

BUILDING PERMITS

Sections:

- 17.08.010 *Repealed.*
- 17.08.020 Building permit – Plan review fee.
- 17.08.021 Minimum size.
- 17.08.030 Building official shall check.
- 17.08.050 *Repealed.*
- 17.08.055 *Repealed.*
- 17.08.060 Relocation of buildings.
- 17.08.065 *Repealed.*
- 17.08.070 *Repealed.*
- 17.08.080 Building permits required before construction.
- 17.08.090 Drainfield and septic tank fees.
- 17.08.100 *Repealed.*
- 17.08.110 Violation – Penalties.
- 17.08.120 *Repealed.*

17.08.010 Generally.

Repealed by Ord. 1375. (Ord. 638 § 1, 1977; Ord. 360 § 1, 1963).

17.08.020 Building permit – Plan review fee.

There shall be a fee for plan review for building permits as established by city resolution. (Ord. 1375 § 63, 1998).

17.08.021 Minimum size.

No building permit shall be granted for the construction or erection of any single family residential unit (as distinguished from a multi-family residential unit) which is less than 816 square feet of living space and/or has a width of less than 17 feet at all points perpendicular to the length of the dwelling. All other building permits for living units in the city shall be governed by the Uniform Building Code. (Ord. 825, 1981; Ord. 698 § 1, 1978).

17.08.030 Building official shall check.

The building official shall check proposals for compliance with all development regulations (PMC Titles 16 through 23) before issuing any permits. (Ord. 1505 § 6, 2001).

17.08.050 Masonry construction – Brick or concrete blocks.

Repealed by Ord. 1369. (Ord. 638 § 1(4), 1977; Ord. 360 § 1(4), 1963).

17.08.055 Fireplaces.

Repealed by Ord. 1369. (Ord. 638 § 1(5), 1977).

17.08.060 Relocation of buildings.

A. Relocation of a dwelling or accessory building on the same property requires a building permit. There shall be a fee for a relocation building permit as established by city resolution.

B. The foundation for a dwelling in a new location shall comply with the family code.

C. A dwelling moved to a location other than the same property shall comply throughout with the building code. There shall be a fee for a relocation building permit as established by city resolution. (Ord. 1375 § 33, 1998; Ord. 1369 § 4, 1998; Ord. 638 § 1(6), 1977; Ord. 360 § 1(5), 1963).

17.08.065 Demolition of existing dwellings.

Repealed by Ord. 1369. (Ord. 638 § 1(7), 1977).

17.08.070 New foundations for existing buildings.

Repealed by Ord. 1369. (Ord. 638 § 1(8), 1977; Ord. 360 § 1(6), 1963).

17.08.080 Building permits required before construction.

All building permits must be purchased before any work commences. Failure to secure a permit before starting work will require payment of additional fees as established by city resolution. (Ord. 1457 § 4, 2000; Ord. 1375 § 34, 1998; Ord. 903 § 1, 1983; Ord. 735 § 1, 1979; Ord. 638 § 1(9), 1977; Ord. 360 § 1(7), 1977).

17.08.090 Drainfield and septic tank fees.

Septic tanks and drainfields must meet city's percolation specification prior to issuing permits, taken from December through April.

SCOPE AND ADMINISTRATION

ity to appoint a deputy *building official*, the related technical officers, inspectors, plan examiners and other employees. Such employees shall have powers as delegated by the *building official*.

SECTION R104 DUTIES AND POWERS OF THE BUILDING OFFICIAL

R104.1 General. The *building official* is hereby authorized and directed to enforce the provisions of this code. The *building official* shall have the authority to render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be in conformance with the intent and purpose of this code. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this code.

R104.2 Applications and permits. The *building official* shall receive applications, review *construction documents* and issue permits for the erection and alteration of buildings and structures, inspect the premises for which such permits have been issued and enforce compliance with the provisions of this code.

R104.3 Notices and orders. The *building official* shall issue all necessary notices or orders to ensure compliance with this code.

R104.4 Inspections. The *building official* is authorized to make all of the required inspections, or the *building official* shall have the authority to accept reports of inspection by *approved agencies* or individuals. Reports of such inspections shall be in writing and be certified by a responsible officer of such *approved agency* or by the responsible individual. The *building official* is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise, subject to the approval of the appointing authority.

R104.5 Identification. The *building official* shall carry proper identification when inspecting structures or premises in the performance of duties under this code.

R104.6 Right of entry. Where it is necessary to make an inspection to enforce the provisions of this code, or where the *building official* has reasonable cause to believe that there exists in a structure or upon a premises a condition which is contrary to or in violation of this code which makes the structure or premises unsafe, dangerous or hazardous, the *building official* or designee is authorized to enter the structure or premises at reasonable times to inspect or to perform the duties imposed by this code, provided that if such structure or premises be occupied that credentials be presented to the occupant and entry requested. If such structure or premises be unoccupied, the *building official* shall first make a reasonable effort to locate the owner or other person having charge or control of the structure or premises and request entry. If entry is refused, the *building official* shall have recourse to the remedies provided by law to secure entry.

R104.7 Department records. The *building official* shall keep official records of applications received, permits and certificates issued, fees collected, reports of inspections, and notices and orders issued. Such records shall be retained in the official

records for the period required for the retention of public records.

R104.8 Liability. The *building official*, member of the board of appeals or employee charged with the enforcement of this code, while acting for the *jurisdiction* in good faith and without malice in the discharge of the duties required by this code or other pertinent law or ordinance, shall not thereby be rendered liable personally and is hereby relieved from personal liability for any damage accruing to persons or property as a result of any act or by reason of an act or omission in the discharge of official duties. Any suit instituted against an officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of this code shall be defended by legal representative of the *jurisdiction* until the final termination of the proceedings. The *building official* or any subordinate shall not be liable for cost in any action, suit or proceeding that is instituted in pursuance of the provisions of this code.

R104.9 Approved materials and equipment. Materials, *equipment* and devices *approved* by the *building official* shall be constructed and installed in accordance with such approval.

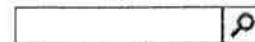
R104.9.1 Used materials and equipment. Used materials, *equipment* and devices shall not be reused unless *approved* by the *building official*.

R104.10 Modifications. Wherever there are practical difficulties involved in carrying out the provisions of this code, the *building official* shall have the authority to grant modifications for individual cases, provided the *building official* shall first find that special individual reason makes the strict letter of this code impractical and the modification is in compliance with the intent and purpose of this code and that such modification does not lessen health, life and fire safety requirements or structural. The details of action granting modifications shall be recorded and entered in the files of the department of building safety.

R104.10.1 Areas prone to flooding. The *building official* shall not grant modifications to any provision related to areas prone to flooding as established by Table R301.2(1) without the granting of a variance to such provisions by the board of appeals.

R104.11 Alternative materials, design and methods of construction and equipment. The provisions of this code are not intended to prevent the installation of any material or to prohibit any design or method of construction not specifically prescribed by this code, provided that any such alternative has been *approved*. An alternative material, design or method of construction shall be *approved* where the *building official* finds that the proposed design is satisfactory and complies with the intent of the provisions of this code, and that the material, method or work offered is, for the purpose intended, at least the equivalent of that prescribed in this code. Compliance with the specific performance-based provisions of the International Codes in lieu of specific requirements of this code shall also be permitted as an alternate.

R104.11.1 Tests. Whenever there is insufficient evidence of compliance with the provisions of this code, or evidence that a material or method does not conform to the requirements of this code, or in order to substantiate claims for



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Outside the Legislature

- ★ Congress - the Other Washington
- ★ TVW
- ★ Washington Courts
- ★ OFM Fiscal Note Website

[WACs](#) > [Title 51](#) > [Chapter 51-51](#) > [Section 51-51-0102](#)

[51-51-008](#) << [51-51-0102](#) >> [51-51-0202](#)

WAC 51-51-0102 Section R102 — Applicability.

[Agency filings affecting this section](#)

R102.5 Appendices. Provisions in the appendices shall not apply unless specifically referenced in the adopting ordinance. Except for Appendix S, Fire Sprinklers, an appendix adopted by a local jurisdiction shall not be effective unless approved by the state building code council pursuant to RCW [19.27.060](#) (1)(a). The state building code council has determined that a local ordinance requiring fire sprinklers in accordance with Appendix S of this chapter may be adopted by any local government upon notification of the council.

Appendix G, Swimming Pools, Spas and Hot Tubs, and Appendix R, Dwelling Unit Fire Sprinkler Systems, are included in adoption of the International Residential Code. *NOT I.R.C. OR I.B.C.*

R102.7.1 Additions, alterations or repairs. Additions, alterations or repairs to any structure shall conform to the requirements for a new structure without requiring the existing structure to comply with all of the requirements of this code, unless otherwise stated. Additions, alterations or repairs shall not cause an existing structure to become unsafe or adversely affect the performance of the building.

- EXCEPTIONS:**
1. Additions with less than 500 square feet of conditioned floor area are exempt from the requirements for Whole House Ventilation Systems, Section M1508.
 2. Additions or alterations to existing buildings which do not require the construction of foundations, crawlspaces, slabs or basements shall not be required to meet the requirements for radon protection in Section R327.1 and Appendix F.

R102.7.2 Moved buildings. Buildings or structures moved into or within a jurisdiction shall comply with the provisions of this code, the International Building Code (chapter [51-50](#) WAC), the International Mechanical Code (chapter [51-52](#) WAC), the International Fire Code (chapter [51-54](#) WAC), the Uniform Plumbing Code and Standards (chapters [51-56](#) and [51-57](#) WAC), the Washington State Energy Code (chapter [51-11](#) WAC) and the Washington State Ventilation and Indoor Air Quality Code (chapter [51-13](#) WAC) for new buildings or structures.

- EXCEPTION:**
1. The original occupancy classification is not changed; and
 2. The original building is not substantially remodeled or rehabilitated. For the purposes of this section a building shall be considered to be substantially remodeled when the costs of remodeling exceed 60 percent of the value of the building exclusive of the costs relating to preparation, construction, demolition or renovation of foundations.



[Statutory Authority: RCW [19.27.031](#) and [19.27.074](#). 10-03-098, § 51-51-0102, filed 1/20/10, effective 7/1/10.

CITY OF PACIFIC

Agenda Staff Report

Agenda Item No. New Business 8F Meeting Date: December 26, 2012
Adoption of Resolution No. 12-1226, Authorizing the Expenditure of Funds with Gerina Dahl for Utility Billing System Audits; Managing Month End Processing; and Management of the Migration from Springbrook V6 to V7

Subject: V6 to V7 Prepared by: Betty J. Garrison, CPFA
Finance Director

Summary: In November 2011, Council passed a Resolution to execute an Agreement with Gerina Dahl for an audit of the City's Utility billing system. In January of 2012 Council passed a Resolution to approve additional time for Ms. Dahl to continue moving forward with recommendations to policy changes, procedural changes and staff training. In February 2012 Council passed a Resolution to authorize Ms. Dahl to perform month-end processing of utility billing processes, to include but not limited to management of all lien processes, review of various reports and continued verification of newly implemented billing procedures and policies. In August Council passed a resolution to extend her contract for another 6 months to continue work on existing projects and prepare for and install V7 migration. This agreement was approved for services through the month of May 2013.

The City purchased the Springbrook Software upgrade from version 6 to Version 7, this upgrade is a major conversion of the accounting systems. As such the Finance Staff and Ms. Dahl have been working to be sure that all the systems currently utilized are audited prior to the conversion/migration. The change involves significant coordination between Springbrook, City Staff and Auburn IT. Originally this was scheduled to happen this fall. Springbrook has requested to move the timeline back to occur the beginning of the year.

Attached Scope of Work is requested to allow Ms. Dahl, the Springbrook expert, to continue working in her current capacity with the addition of being the lead for the conversion to V7, other system auditing, and other duties as required to assist the Finance Department for an additional 6 months. That would take this Agreement through the "Go-Live" date, training on the new system, auditing/verification that the old system data moved successfully and the new system is operating as anticipated and appropriately. This would provide nearly 60 days after the change over for any necessary adjustments to procedures, policies and practices.

Recommendation: Adopt the resolution and attached scope of work.

Motion for consideration: Move to adopt the Resolution No. 12-1226, authorizing the Mayor to execute an agreement/Scope of Work, attached hereto as Exhibit A, with Gerina Dahl for an additional (up to) six month period and expend funds in the estimated amount of between \$15,000 and \$30,000. This agreement may be extended on a month by month basis at the end of six months as required and mutually agreed.

Budget Impact: Additional \$15,000 to \$30,000 for services provided December 2012 – May 2013

Attachments: Resolution No. 12-1226
Exhibit A – Scope of Services

CITY OF PACIFIC, WASHINGTON

RESOLUTION NO. 12-1226

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, AUTHORIZING THE EXPENDITURE OF FUNDS WITH GERINA DAHL FOR UTILITY BILLING SYTEM AUDITS; MANAGING MONTH END PROCESSING OF UTILTY BILLING AND MANAGEMENT OF THE MIGRATION FROM SPRINGBROOK V6 TO V7

WHEREAS, the City of Pacific City Council approved Resolution No. 1129 in November 2011; Resolution No. 1143 in January 2012; and Resolution No. 12-1157 in February 2012; and Resolution #12-1190 in August 2012

WHEREAS, these resolutions authorized Gerina Dahl to perform an audit of the City's utility billing system, accounts receivable system, verify accurate reporting and billings to the customers, accurate collection processes, internal controls, as well as identify and recommend procedural changes that should be modified for a more efficient system; and to perform month-end billing processes as necessary, to include lien processes, reviewing of various reports and continued verification of newly implemented billing procedures and policies; and

WHEREAS, the City purchased the upgrade to the software system from V6 to V7; and

WHEREAS, City staff is recommending Gerina Dahl's services to the City continue through the conversion/migration and be expanded to manage that process,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PACIFIC, WASHINGTON, AS FOLLOWS:

Section 1. The Mayor is hereby authorized to execute an Agreement/Scope of Work, attached hereto and incorporated herein as Exhibit A, with Gerina Dahl for an additional (up to) six month period and expend funds in the estimated amount of between \$15,000.00 and \$30,000.00. This agreement may be extended on a month by month basis at the end of six months as required and mutually agreed to.

Section 2. This Resolution shall take effect and be in force immediately upon its passage.

**PASSED BY THE CITY COUNCIL AT ITS REGULAR MEETING
THEREOF ON THE 26TH DAY OF DECEMBER 2012.**

CITY OF PACIFIC

Cy Sun, Mayor

ATTEST:

Patricia J. Kirkpatrick, MMC, City Clerk

Approved as to Form

City Attorney

FILED WITH THE CITY CLERK: 12.17.12
PASSED BY THE CITY COUNCIL: 12.26.12
EFFECTIVE DATE: 12.26.12
RESOLUTION NO. 12-1226

**SCOPE OF WORK
CITY OF PACIFIC
GERINA DAHL**

Exhibit A to Resolution No. 12-1226

December 17, 2012

The objective is to audit, review, modified processes and procedures to be in compliance with various regulating agencies (city, county, state and federal), in the finance division, specifically Utility Billing, Accounts Receivable, Cash Receipting and ancillary systems. The audit also includes the utility billing and accounts receivable customer accounts, identifying any discrepancies that need further research, correction, action and/or addressing to council and/or mayor. The development of functional tools and procedures for staff, may ultimately be only the first generation of procedural changes, and as such may require further work to enhance and refine them to meet the ultimate goal of the City. This scope also includes the migration of existing software to the newest version of software available and additional projects not yet started. This is a broad scope of work and is not easily defined.

The Scope of Work is broken into four parts, not necessarily to be conducted in the order listed. The first is the continuance of projects currently in process, the second, although in some instances is tied to the first, is isolated to the actual deployment of finance system(s) Springbrook V7 migration, the third is projects known, not yet started but necessary, the fourth is any additional projects as assigned.

- 1.) Existing and on-going projects which includes continuing to discover existing issues within the Utility Billing and Cash Receipting processing. Many tasks remain incomplete due to the inordinate amount of time necessary to complete the research required. Current Project List is (but not limited to):
 - a. Write offs
 - b. Property Liens
 - c. Accounts Receivable Customer review
 - d. Present outsourcing option(s) to council for various tasks currently being done by City staff
 - e. Database Clean Up in Preparation for Migration

- 2.) Migrations for Finance software system –including communications and coordinating with Springbrook and the City’s IT Department, as well as City staff and management.

- 3.) Projects Not Yet Started:
 - a. Cash receipting process audit, including recommendation and modifications to existing system
 - b. LID#3 research

- c. Create lien process, train staff re same, and file required Utility and Receivable Liens
- d. Report Building and generation to include information for management, council and mayor
- e. Building Permit software implementation and training, which will need to include an audit of the existing system(s), customer accounts and may require clean-up of data before moving forward to implement new software.
- f. Business Tax Module – implementation and training, which will need to include an audit of existing process and accounts

4.) Projects Not Yet Assigned/Discovered

Timelines are difficult to assign, as newly discovered required research seems to be an on-going hurdle. The migration is scheduled to take place in January 2013, and may require services on-site for up to 60 days following. The other projects will be worked through as quickly as possible.

If timelines were difficult, cost is even more so, there is almost no way to tell how quickly we can move through the list of “to dos”. Working toward the completion of each and every project as quickly and thoroughly as possible is the number one goal.

There are exclusions to the above stated scope of work. Any unforeseen research projects, or additional projects requests, may push the project outside the expected/requested completion dates or even the outcome expectations from either the City or the contractor. Any such milestones not reached are not the responsibility or liability of the contractor.

CITY OF PACIFIC

Agenda Staff Report

Agenda Item No. New Business 8G Meeting Date: December 26, 2012
Discussion: Cities Insurance
Association of Washington
(CIAW) Extended Reporting
Period-Wrongful Acts
Subject: Coverage Prepared by: Patti Kirkpatrick, MMC
City Clerk

Summary: On December 10, 2012, the City was informed that its current insurance provider, Cities Insurance Association of Washington (CIAW) declined to extend its policy and the cancellation remained in effect, effective December 31, 2012.

On December 19, 2012, CIAW provided the City with its Extended Reporting Period-Wrongful Acts Coverage policy as follows:

- This coverage applies to claims that happen during the policy period and that are reported later during the extended reporting period.
- This coverage does not cover claims that happen as of January 1, 2013.
- Per the current insurance policy, the additional premiums for the Extended Reporting Period endorsement will not exceed 200% of the annual premium for Wrongful Acts Coverage. The additional premium for the ERP endorsement is as follows:
 - 60 days after policy ends – no additional premium
 - 12 months - \$40,911
 - 24 months - \$81,823

Staff contacted CIAW regarding the potential for three-year endorsement coverage, and was advised that they were only willing to extend for two-years. A final decision must be made by the Council no later than March 1, 2013.

Recommendation: Staff recommends the Council discuss the ERP endorsement and provide staff with direction on which option to pursue.

Budget: The 2013 Budget allocated \$197,000 total for insurance premiums. Further discussion by the Finance Committee and/or Council regarding how to fund the additional ERP policy with direction to Staff will need to be held in early 2013.

Attachments: December 18, 2012, CIAW Letter



December 18, 2012

Patti Kirkpatrick
City of Pacific
100 Third Ave. SE
Pacific, WA 98047

Re: Cities Insurance Association of Washington (CIAW)
Wrongful Acts Liability

Dear Patti:

The CIAW Memorandum of Coverage includes Wrongful Acts Liability coverage written on a claims-made form. To be covered, the wrongful act claim must have been made or brought, during the coverage period. The wrongful act must also not have occurred prior to the insured's retro date. A new provider may offer prior acts coverage that addresses a possible gap in insurance as you switch from one carrier to another. CIAW offers Extended Reporting Period (ERP) coverage for this member exiting the program as of 1-1-2013.

The ERP is described more completely in the Wrongful Acts section of the Memorandum of Coverage. The Memorandum of Coverage provides a basic Extended Reporting Period of 60 days at no additional premium. This period starts at the end of the coverage period and expires at the end of 60 days. A Supplemental ERP endorsement is available for an additional premium. Under the Memorandum of Coverage, the Supplemental ERP for Wrongful Acts is either for a 12-month or 24-month time period, beginning when the basic (60 days) Extended Reporting Period ends.

The additional premiums for the Extended Reporting Period endorsement will not exceed 200% of the annual premium for Wrongful Acts Coverage.

The additional premium for the City of Pacific for Extended Reporting Period coverage is as follows:

- 60 Days - No additional premium
- 12 Months - \$40,911
- 24 Months - \$81,823

We must receive a written request for the Supplemental ERP endorsement by March 1, 2013. Under the coverage terms, the Supplemental ERP endorsement will not take effect unless the additional premium is paid when due.

Please do not hesitate to contact our office if you have questions regarding the Extended Reporting Period coverage offered through CIAW.

Sincerely,

A handwritten signature in cursive script that reads "Angela Eloff".

Angela Eloff
Underwriter - CIAW & NPIP

cc: Sue Bloomer
American Heritage Corporation

**CITY OF PACIFIC
CITY COUNCIL**

**WORKSHOP MEETING
December 3, 2012**

**City Hall ~ Gym
City Hall, 6:30PM**

MEETING MINUTES

Roll Call

Mayor Cy Sun
Leanne Guier, Council President
John Jones, Mayor Pro Tem
Tren Walker, absent
James McMahan
Josh Putnam
Gary Hulse, absent
Clint Steiger

Staff Present: City Clerk Patti Kirkpatrick, Finance Director Betty Garrison, and Public Safety Director John Calkins.

Council President Guier called the meeting to order at 6:30 p.m. and led the Pledge of Allegiance.

Changes/Additions

Councilmembers added:

Discussion: City of Sumner Resolution No. 1368 Resolving to Annex Certain Property to the City of Sumner from the City of Pacific, Pursuant to RCW 35.10.217(2)

Discussion: Interlocal Agreements and Letter regarding the Valentine Road Project

Agenda Items

1. Discussion: Proposed 2013 Budget

Finance Director Garrison provided an update on the 2013 budget, presenting the three options as requested by the Finance Committee, noting the three options do not include funding for a assistant City Administrator, an Office Clerk to the City Clerk, or a part time van driver for Community Services. All three presented options contain more police officers in 2013.

Councilmember discussion ensued on the following areas:

- Public Safety is the primary concern.
 - Restore to same level of staffing as approved for 2012.
- Budget is tight and decision of Finance Committee was to increase public safety and not hire any new staff.
- Proposed Option 2 was the most acceptable option to the Council.

- Each proposed Option is a balanced budget and Staff needed direction on which was the Council's preferred option.

Mayor Sun asked the Council to reconsider their position and fund an assistant administrator, a part-time office clerk for the City Clerk, and a part-time van driver for Community Services, noting:

- A part-time administrator would be able to bring their knowledge of the financial audit, code, administrative policies, and state statutes, all of which are very complex issues and the administrator would be able to help the city move forward. This person would be paid a minimal salary and would incur no additional health and benefit costs to the City.
- A part-time office clerk is needed in the City Clerk's office to bring the filing system up to date.
- A part-time van driver is needed at the Senior Center.

Mayor Sun further explained that his organizational chart shows the City can operate effectively with minimal staff and voiced his objections to additional police officers.

Councilmember discussion ensued as follows:

- The City Clerk can look at hiring on contract short term someone to assist in bringing the filing up to date.
- There is a need for a driver at the Senior Center, but the Finance Committee felt it was more appropriate to hold funding to the second quarter to ensure adequate funding is received as projected.
- Finance Committee was more concerned with having enough officers on duty and to balance the budget.

Councilmember Guier announced the Finance Committee would meet on Tuesday, December 4, 2012, to further discuss the three options and the additional request from the Mayor.

In response to Councilmember Guier, Mayor Sun indicated he would discuss police department costs at a future date.

Councilmember Putnam noted the Finance Committee had a brief discussion on red light cameras, which have the potential to increase revenues and there may be future discussion on this issue.

2. Discussion: Interlocal Agreements and Letter regarding the Valentine Road Project

Councilmember Jones explained that the City of Sumner was willing to take over administration of the 136th/Valentine Corridor Project, which would include reassignment of the job grown fund with CERB; administration of LID No. 6; and transfer of utility funds already set aside for this project.

Council discussion ensued with the request to bring forward documentation to assist in the transfer of administration of the 136th/Valentine Corridor Project to the next meeting.

3. Discussion: Resolution for the Annexation of the City of Pacific to Auburn

Councilmember Guier explained that the City's current insurance policy would be cancelled as of December 31, 2012; she was on the committee to research options should there be no

insurance; and one of many options being considered was the annexation/de-annexation into the City of Auburn. She stated that Auburn City Mayor was not in favor of annexing the City of Pacific and it would be their preference the City remain a City; and should the City of Pacific be annexed into Auburn, it would be the entire City. The City of Sumner adopted a Resolution on this date seeking to annex just that portion which lies within Pierce County's boundaries. She indicated that the Cities Insurance Association of Washington (CIAW) would be holding a Board meeting to decide on whether or not to extend the City's insurance coverage on Monday, December 10, 2012. She favored tabling this item to December 10, 2012 in order to allow staff to continue seeking insurance coverage through CIAW or other carriers. Absent insurance coverage, the next best option is to either annex into the City of Auburn or move forward with disincorporation.

Councilmembers thanked the committee for their hard work on these issues and their discussion included the following:

- Annexation is not the first choice, but better than being without insurance.
- Even if the Council adopted the annexation resolution, the City can still walk away should insurance coverage be found.
- Insurance coverage is very important as Cities cannot operate without appropriate coverages due to the various infrastructures such as water, streets, etc.
- Support to move this item to the next meeting for further discussion and opportunity for the Community to weigh-in.
- Not just about liability coverage, but also promises with contractors to cover various insurance and failure to do so puts the city at risk of breach of contract.
- King County is looking to pass a resolution to provide limited services for Pacific residents in the event there is no insurance as of January 1, 2013.
- Staff and Council will continue to pursue all options.

At 7:28 p.m. Council President Guier adjourned the meeting.

Patricia J. Kirkpatrick, MMC, City Clerk

**CITY OF PACIFIC
CITY COUNCIL**

**WORKSHOP MEETING
December 3, 2012**

**City Hall ~ Gym
City Hall, 6:30PM**

MEETING MINUTES

Roll Call

Mayor Cy Sun
Leanne Guier, Council President
John Jones, Mayor Pro Tem
Tren Walker, absent
James McMahan
Josh Putnam
Gary Hulse, absent
Clint Steiger

Staff Present: City Clerk Patti Kirkpatrick, Finance Director Betty Garrison, and Public Safety Director John Calkins.

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Councilmembers thanked the committee for their hard work on these issues and their discussion included the following:

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- Even if the Council adopted the annexation resolution, the City can still walk away should insurance coverage be found.
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- Support to move this item to the next meeting for further discussion and opportunity for the Community to weigh-in.
- Not just about liability coverage, but also promises with contractors to cover various insurance and failure to do so puts the city at risk of breach of contract.
- King County is looking to pass a resolution to provide limited services for Pacific residents in the event there is no insurance as of January 1, 2013.
- Staff and Council will continue to pursue all options.

At 7:28 p.m. Council President Guier adjourned the meeting.

Patricia J. Kirkpatrick, MMC, City Clerk

**CITY OF PACIFIC
CITY COUNCIL SPECIAL MEETING**

Date: December 3, 2012

Council Chambers

City Hall, 6:30PM

1. CALL TO ORDER AND FLAG SALUTE

Mayor Sun called the Special City Council Meeting to order at 7:37 p.m. and left the meeting at 7:40 p.m. when he was ruled out of order by the Council Parliamentarian. Mayor Pro Tem Jones assumed the duties of Mayor and led the Council and audience in the Pledge of Allegiance.

2. ROLL CALL OF COUNCIL MEMBERS

Tren Walker, excused
John Jones
James McMahan
Josh Putnam
Leanne Guier
Gary Hulse, excused
Clint Steiger

Staff present: City Clerk Patti Kirkpatrick, Finance Director Betty Garrison, City Attorney Ken Luce, and Public Safety Director John Calkins.

Councilmember Guier Moved and Councilmember Putnam seconded the motion to excuse Councilmembers Walker and Hulse. Motion passed by unanimous voice vote.

3. Adoption of Resolution No. 12-1217, Consenting to the Annexation of the Territory of the City of Pacific, Washington into the City of Auburn, Washington Simultaneous with the De-Annexation of the City of Pacific Pursuant to RCW 35.10.217(2)

Councilmember Guier read Resolution No. 12-1217, in its entirety into the record.

Councilmember Guier Moved and Councilmember Putnam seconded the motion to adopt Resolution No. 12-1217, Consenting to the Annexation of the Territory of the City of Pacific, Washington into the City of Auburn, Washington Simultaneous with the De-Annexation of the City of Pacific Pursuant to RCW 35.10.217(2).

Mayor Pro Tem Jones asked that the audience limit their comments to three (3) minutes, to not yield their time, and that the Council does not argue or rebut comments from the audience.

Mr. Don Thompson, Mr. Tom Halseth, Mr. Stacey Jackson, Mr. Duwane Gratz, Mr. Herbert Boltow, Ms. Carla Bikeworth, and Mr. Peter Maroon voiced their opposition to annexation into the City of Auburn.

Ms. Cheri Cason voiced opposition to annexation, but voiced support of voting on disincorporation, noting that if the City disincorporates, it can at some time in the future reincorporate. Annexation is forever. She explained that annexation becomes effective unless 60% of the property owners protest the annexation in writing to the City of Auburn; and requested both Cities address how Pacific residents will be treated by the City of Auburn.

Mr. Russell Tyree voiced support of disincorporation.

Mr. Dave Stookey voiced support of the City of Pacific remaining a City.

Ms. Reva Bryant, Ms. Mary Dorn, voiced their support to annex into the City of Auburn.

Ms. Corita Scroggins urged the Council to delay action on either annexation or disincorporation to allow further input from its citizens.

Mr. Gary Van Hee complimented the Council for doing its job and supported keeping Pacific a City, annexation would be his second choice and opposed disincorporation.

Mr. Curt Dorn urged the Council and Mayor to get along for the betterment of its citizens.

Mr. Jeremy Thompson voiced his concern with how the City got into the position of trying to determine which is a better alternative, annexation or disincorporation and how that will affect grant funding, existing and future.

Ms. Linda White voiced her support of annexation.

Ms. Jean Fancher advised she had put out a survey in her blog asking citizens their preference for annexation, disincorporation, or remaining a city, noting:

Questions asked and Preferred Action	1 st Choice	2 nd Choice	3 rd Choice	4 th Choice	5 th Choice	6 th Choice
Do nothing					II	III
Annex to Auburn	III	III				
Annex with Other		II	III			
Disincorporate			I	I	II	
Switch to Manager Form	III		I	III	I	
Do Something Else*	III			I		I

*“Something Else” suggestions: 1) Mayor Sun should resign immediately and the Council should appoint a new Mayor, then obtain insurance, then have a general election to switch to Council-Manager Form of Government; 2) “anything – get Cy out asap”; and 3) Try again.

Ms. Fancher noted other questions posed to the citizens were: 1) anyone willing to serve on the Council and there were five (5) negative responses; do you live in Pacific, there were

three (3) responses; work or have business in Pacific, there were five (5) responses; and are they registered to vote in Pacific, there were five (5) in the affirmative.

Mr. Mark Gause voiced his appreciation to the Council for all of their hard work in trying to maintain insurance and keeping the City open for business.

Mr. Kris Mott voiced his support of law enforcement and urged the Mayor to resign in order to keep the City open for business.

Mr. Aaron Richards urged residents to become more involved in their City and come together as a community to keep the City open for business.

Ms. Shirley Shenabsky sought to understand what the problem is, and how it got to this point; and **Ms. Aubrey Crookshank** explained that City residents need to come to meetings to know what is going on in their City Hall and that is how you will learn how the City got to this point.

Ms. Bernadine Harrison wondered if switching to a Manager-Council form of government would solve the issues and thanked the Council for all the work they are doing.

Mr. Messinger voiced his appreciation to the Council for all of their hard work; encouraged his neighbors to become more involved in City government; and urged the Council to consider all of its options before deciding on annexation.

Mr. Howard Erickson suggested that the Council work harder to keep the City open for business as he did not believe Auburn had more to offer.

Councilmember Putnam responded to a couple of the comments as follows:

- Disincorporation would be decided by the voters at an upcoming special election;
- Annexation would go to a vote of the Council, but the Citizens could petition the City of Auburn to not annex the City of Pacific;
- The City is moving forward on the two Resolutions as it is out of time and it is a way to protect its residents; and
- Explained that since the City has received the notice of cancellation, Councilmembers honestly thought they would be able to comply with the insurer's concerns such as filling key, vacant positions, and provide a stable environment within the administration, and no one on the Council expected CIAW do cancel the insurance. There are ways the City can reduce its liability in the future, which they will look at if the City can remain viable.

Councilmember Jones noted the following:

- It is beneficial for the citizens to understand what the Council is looking at with King County and the City of Auburn in regards to annexation and/or disincorporation;
 - May increase property taxes
 - No police force within the City area and slow response times
- Council can look into changing to a Manager-Council form of government if the City remains viable;
- Council is looking at the grant funding provided to the City and is working with Auburn and the County in regards to these funds and how to transfer the funds, if necessary;
- He opposed annexation and would like to see the City remain open for business.

Councilmember Steiger voiced his appreciation to the citizens who have come forward and spoke on this important issue and welcomed the opportunity to further discuss these issues with the citizens.

Councilmember Guier stated she did not want to annex or disincorporate the City, but these options needed to be considered and thanked everyone for their comments.

Councilmember McMahan favored moving further discussion on these two resolutions to the next meeting to allow time for the insurance company to respond and to allow an opportunity for further public comment.

Councilmember McMahan Moved and Councilmember Guier seconded the motion to continue the meeting to December 17, 2012. Upon vote, the motion carried unanimously.

11. ADJOURN

There being no further business, Mayor Pro Tem Jones Sun continued the meeting to December 17, 2012, at 8:58 p.m.

Patricia J. Kirkpatrick, MMC, City Clerk

**CITY OF PACIFIC
CITY COUNCIL MEETING
Date: December 10, 2012
Council Chambers
City Gym, 6:30PM**

1. CALL TO ORDER AND FLAG SALUTE

Mayor Pro Tem Jones called the City Council Meeting to order at 6:30 p.m. and led the Pledge of Allegiance.

Mayor:

Cy Sun, Absent

2. ROLL CALL OF COUNCIL MEMBERS

Leanne Guier

Gary Hulseley

John Jones

James McMahan

Josh Putnam

Clint Steiger

Tren Walker, Excused

Staff present: City Clerk Patti Kirkpatrick, Finance Director Betty Garrison, City Attorney Ken Luce, and Public Safety Director John Calkins.

Councilmember Guier Moved and Councilmember McMahan seconded the motion to excuse Councilmember Walker. Motion passed by unanimous voice vote.

3. APPROVAL OF AGENDA

Councilmember Guier asked that a claims warrant be added to the Consent Agenda.

Councilmember Guier Moved and Councilmember Putnam seconded the motion to approve the agenda. Motion passed by unanimous voice vote.

4. AUDIENCE COMMENT

Mayor Pro Tem Jones reminded the audience that if they are here to comment on a specific agenda item, public comments will be heard at that time.

Mr. Don Thomsen voiced concern that there would be no extension of insurance coverage and urged the Council to secure insurance than annex or disincorporate.

Mr. Stacey Jackson, Sr., voiced concern with how the City got into the position it is in, noting that the Mayor and Council were elected to do what is best for the City.

Mr. John Abernathy and Ms. Carol Inch requested waivers regarding the property they purchased in the White River Subdivision, noting that the new foundations meet today's code standards and they felt the homes were new enough that the current insulation

within the walls would be sufficient, adding that he increased the insulation under the home and in the attic to meet current codes.

Councilmembers asked that this item be brought forward to the next Workshop for further review and discussion.

Mr. Gerald McBreen inquired as to what additional information the current insurance carrier needs to continue to provide insurance.

Ms. Anita Scroggins objected to the behavior of the Council and the Mayor, and asked they be more respectful of each other.

5. **REPORTS**

Mayor - Councilmember Jones advised he had received a letter from the Mayor stating he would not be able to attend the meeting as his wife has some medical issues and he is taking time off from work.

Finance - Councilmember Putnam reported the final draft of the budget does reflect the discussion held at the last meeting; he attended the CIAW Board meeting by telephone, listened to a presentation by the City Clerk regarding the progress of what has been done to comply with their concerns, but the Board took no action and the cancellation stands, with their request that if anything changes in the City's Executive Branch to let CIAW know and they would reconsider coverage.

Court - A handout was provided by the Municipal Court Administrator.

Public Safety - A handout was provided by the Public Safety Director.

Public Works - Councilmember Jones reported the Committee met and went over the Skillings Connoll/Stewart Road and Valentine Road Projects and those were moving along.

Community Services - Shirley Thomsen announced the Senior Center was holding a raffle to purchase supplies and encouraged those in attendance to stop by and purchase a ticket; and stated the current Council is one of the best that the residents could ask for.

City Council - Councilmember Guier attended the King County Council meeting wherein they approved minimal services for sheriff and emergency services as of January 1, 2013, in the event the City was unable to secure insurance.

Councilmember Putnam advised that Pierce County Sheriff is ready to provide support within their jurisdiction as of Midnight on December 31, 2012, should the City not have insurance.

Councilmember Steiger reported that he has received many phone calls voicing concern with how the City will be able to conduct business with no Council. It was his understanding that if there is no insurance the Council can meet, but can take no action and requested the City Attorney provide an opinion on how the Council can conduct business if there is no insurance.

Councilmember Hulsey announced that the City was still pursuing insurance coverage with a broker, and it was his understanding the Mayor signed an application on Friday with Mr. Brian Berends, Farmers Insurance Group as well.

SCA – Councilmember Guier has not been able to attend meetings and no report was given.

VRFA – Councilmember Walker announced there would be a meeting this Thursday.

6. PUBLIC HEARING

A. Ordinance No. 12-1837, Adopting the Final Budget for the Year 2013, and Setting Forth the Estimated Revenues and Appropriations

Finance Director Garrison presented a staff report, noting that the public hearing was continued from the November 26, 2013 meeting, and the budget is balanced with the additional police officers as requested at the last meeting. Councilmember discussion ensued regarding franchise fees.

At 7:10 p.m. Mayor Pro Tem Jones opened the Public Hearing.

Ms. Norma Jean Harrison inquired when the City will remove the Public Safety Director position back to a police chief position as she felt that salary was too high and unnecessary.

Ms. Joanne Wilson inquired what the garbage charge is for and Finance Director Garrison explained that even though collection was turned over to Lemay and there are some funds available for recycling events, which was provided by a grant and it is carried over into 2013.

Mr. Duwayne Gratz questioned the costs for City Attorney fees in 2012 and what is budgeted for in 2013. Finance Director Garrison explained that the attorney fees also include the prosecuting attorney, indigent defense, and city attorney costs; and that currently, the City has spent \$261,614.44 in attorney fees total. City Attorney Luce stated that most of what he is asked to do, he should not have to do in areas such as public works.

Mr. Stacey Jackson encouraged the Council to let its citizens know how much more they will pay should they annex into Auburn.

Mayor Pro Tem Jones reminded the citizens that the City is required to adopt a balanced budget for each upcoming year, regardless if the City disincorporates or annexes into Auburn.

Finance Director Garrison advised that per King County's website, the current tax rate for the City of Pacific is \$1.61; and the City of Auburn is \$2.07527 for property tax only.

Mr. Tom Halstead voiced his support for funds to restriping City roads.

Ms. Shirley Thomsen encouraged the Council to consider a part-time director in the Senior Center as a means to save money.

Ms. Joanne Futch voiced her concerns with the budget, noting there is no funding for a part-time van driver, which is desperately needed; and supported a part-time Community Services Director.

There being no further testimony, Mayor Pro Tem Jones closed the public hearing at 7:29 p.m.

7. **OLD BUSINESS**

A. Second Reading and Adoption of Ordinance No. 12-1837, Adopting the Budget for the Year 2013 and Setting Forth the Estimated Revenues and Appropriations

Finance Director Garrison presented the staff report, noting the changes and dollars listed match the recommendation of the Finance Committee.

Councilmember Putnam noted this was not an ideal budget and there were still some issues to be worked through, but this is balanced and maintains all services going into 2013. Councilmember discussion ensued regarding issues with street/water funds and sufficient funds to cover potential insurance premiums.

Councilmember Putnam Moved and Councilmember Guier seconded the motion to adopt Ordinance No. 12-1837, adopting the Budget for the Year 2013 and setting forth the estimated revenues and appropriations. Councilmembers McMahan, Putnam, Steiger, Guier, and Jones voted in favor; Councilmember Hulseby opposed. Motion passed.

B. Adoption of Resolution No. 12-1217, Consenting to the Annexation of the Territory of the City of Pacific, Washington into the City of Auburn, Washington Simultaneous with the De-Annexation of the City of Pacific Pursuant to RCW 35.10.217(2)

City Clerk Kirkpatrick presented the Staff report, noting the City Council has been working towards a viable solution to ensure the City remains incorporated in the event there is no insurance. One option was to look at annexing into another City such as Auburn. The City of Auburn has expressed the desire that Pacific will be able to secure insurance and remain a City; however, they are committed to coordinate and cooperate with respect to any financial, planning, property ownership, transportation, or development issues that would affect the cities and the annexation/de-annexation process.

Councilmember Putnam Moved and Councilmember Guier seconded the motion to adopt Resolution No. 12-1217, consenting to the annexation of the Territory of the City of Pacific, Washington into the City of Auburn, Washington simultaneous with the de-Annexation of the City of Pacific pursuant to RCW 35.10.217(2)

Councilmember discussion ensued regarding the tough decisions they have had to make to date on what is best for the citizens of Pacific; and voiced consensus to continue the meeting to December 17, 2012 to allow for additional citizen comments.

Mr. Bernie Harrison voiced support of changing to a Manager-Council form of government and wondered why the Council has not pursued annexation into the City of Algona.

Mr. Tom Halstead sought clarification on:

- Why the insurance company would not consider the City for renewal unless
 - The Mayor resigns
 - The Mayor has refused to resign.
- Annexation to Auburn would eliminate the Mayor and Council. Councilmembers responded in the affirmative and Mr. Halstead voiced his opposition to annexation and his support of the Council.

Mr. Don Thomson and Mr. Howard Erickson voiced their opposition to annexation.

Mr. Stacey Jackson thanked the Council for the job they are doing and stated he was confident the City will find insurance.

Mr. Brian Foster inquired to the cost of insurance and how will the City pay for a substantial increase. Councilmember Putnam responded that there would be no increase in taxes in 2013 and the Council will have to first know the premium amount and then determine where to reallocate resources.

Mr. Duwayne Gratz voiced his support of City police services; supported annexation only as a last resort; and encouraged the Mayor to resign now in order for the City to obtain insurance.

Ms. Cheri Cason thanked the Council for their time and effort, noting they have been doing a good job to resolve these issues. She reminded the citizens that it will take 60% of the property owners to file protests with the City of Auburn to not annex.

Ms. Joanne Wilson voiced her frustration that the citizens do not have any rights to protect the city from one man and urged the residents to write letters to Governor Gregoire asking for her assistance.

Mr. Gary Van Hee noted the City has the following options:

- The Mayor can resign
- Find insurance coverage
- Annex into the City of Auburn
- Disincorporate

He voiced his support of securing insurance, and then looking at disincorporation.

Mr. Russ Tyree noted that if the Mayor were to step aside, the City could avoid the pitfalls they are faced with and that would be the best solution. He asked the supporters of the Mayor to ask him to do the honorable thing if what he wants is for the City to be successful and resign.

Councilmember Guier Moved and Councilmember Putnam seconded the motion to continue Resolution No. 12-1217, Resolution No. 12-1218, and Resolution No. 12-1219 to December 17, 2012 at 6:30 p.m. Councilmembers McMahan, Putnam, Steiger, Guier, Hulsey, and Jones voted in favor. Motion passed.

8. NEW BUSINESS

A. Adoption of Resolution No. 12-1218, Calling for a Special Election on February 12, 2013, Concerning the Disincorporation of the City of Pacific

This item was continued to December 17, 2012 at 6:30 p.m.

Councilmember Guier explained that even if the Council had voted on Resolution Nos. 12-1217 and 12-1218, there would still be no insurance coverage come January 1, 2013. This also postpones when the time starts to voice opposition to annexation with the City of Auburn.

B. Adoption of Resolution No. 12-1219, Authorizing the Mayor to Execute Supplemental Agreement No. 10, with Skillings Connolly for Time Extension

This item was continued to December 17, 2012 at 6:30 p.m.

C. Adoption of Resolution No. 12-1220, Authorizing the Mayor Pro Tem to Execute Interlocal Agreement Reassigning the Job Development Grant No. J2011-011 for the 136th/Valentine Corridor Improvements to the City of Sumner

City Clerk Kirkpatrick presented the Staff report, noting the Cities of Sumner and Pacific entered into an Interlocal Agreement (ILA) on April 24, 2012 to have Sumner provide a lead entity role for this project. As a follow up to that ILA, the reassigning of the Job Development Grant to Sumner will result in more efficient project management and the ability to meet project milestones and deadlines.

Councilmember Hulsey Moved and Councilmember Steiger seconded the motion adopting Resolution No. 12-1220, authorizing the Mayor Pro Tem to executive an Interlocal Agreement reassigning the administration of Job Development Grant from the Washington State Community Economic Revitalization Board, Contract No. J2011-011, for the 136th/Valentine Corridor Improvements in the amount of \$4,946,000 to the City of Sumner. Councilmembers McMahan, Putnam, Steiger, Guier, Hulsey, and Jones voted in favor. Motion passed.

D. Adoption of Resolution No. 12-1221, Authorizing the Mayor Pro Tem to Execute an Interlocal Agreement with the City of Sumner Who Shall Assume All Responsibility for the Administration of LID No. 6

Councilmember Guier Moved and Councilmember Putnam seconded the motion adopting Resolution No. 12-1221, authorizing the Mayor Pro Tem to execute an Interlocal Agreement with the City of Sumner who shall assume all responsibility for the administration of LID No. 6. Councilmembers McMahan, Putnam, Steiger, Guier, Hulsey, and Jones voted in favor. Motion passed.

E. Adoption of Resolution No. 12-1222, Authorizing the Mayor Pro Tem to Execute an Interlocal Agreement to Transfer the Sanitary Sewer Utility

Funds, the Storm Utility Funds, and the Public Works Trust Fund Loan to the City of Sumner for the 136th/Valentine Corridor Project

Councilmember Guier Moved and Councilmember Putnam seconded the motion to adopt Resolution No. 12-1222, authorizing the Mayor Pro Tem to execute an Interlocal Agreement with the City of Sumner in which the City of Pacific will undertake the steps necessary to transfer the Sanitary Sewer Funds, the Storm Utility Funds, and the Public Works Trust Fund loan to the City of Sumner for the 136th/Valentine Project. Councilmembers McMahan, Putnam, Steiger, Guier, Hulsey, and Jones voted in favor. Motion passed.

9. CONSENT AGENDA

- A. Approval of Payroll for period of November 1, 2012 through November 15, 2012, and Claim Vouchers for November 14, 2012 through November 26, 2012.
- B. Approval of the November 26, 2012, Council Meeting Minutes

Councilmember Guier Moved and Councilmember Putnam seconded the motion to approve the Consent Agenda. The motion passed by unanimous voice vote.

10. EXECUTIVE SESSION

At 8:40 p.m. Mayor Pro Tem Jones recessed the regular meeting for a 30-minute executive session to discuss potential litigation in accordance with RCW 42.30.110(i), and announced action may be taken.

At 9:12 p.m. Mayor Pro Tem Jones reconvened the regular meeting.

Councilmember Hulsey Moved and Councilmember Putnam seconded the motion to participate in a claim against the City in the amount of \$25,000, which represents the City's contribution of settlement. Councilmembers McMahan, Putnam, Steiger, Guier, Hulsey, and Jones voted in favor. Motion passed.

11. ADJOURN

At 9:15 p.m. Mayor Pro Tem Jones continued the December 10, 2012, City Council Meeting to December 17, 2012.

Patricia J. Kirkpatrick, MMC, City Clerk

**CITY OF PACIFIC
CITY COUNCIL MEETING
Date: December 17, 2012
(Continued from December 10, 2012)
Council Chambers
City Gym, 6:30PM**

1. CALL TO ORDER AND FLAG SALUTE

Mayor Pro Tem Jones called the City Council Meeting to order at 6:30 p.m. and led the Pledge of Allegiance, and asked for a moment of silence in memory of those who lost their lives in the tragic shooting in Newtown, Conn.

Mayor:
Cy Sun, Absent

2. ROLL CALL OF COUNCIL MEMBERS

Leanne Guier
Gary Hulseley
John Jones
James McMahan
Josh Putnam
Clint Steiger
Tren Walker

Staff present: City Clerk Patti Kirkpatrick, Finance Director Betty Garrison, Assistant Planner Paula Wiech, City Attorney Ken Luce, and Public Safety Director John Calkins.

3. EXECUTIVE SESSION

Councilmember McMahan Moved and Councilmember Guier seconded the motion to adjourn into executive session for 20-minutes to discuss contract for insurance and potential litigation, RCW 52.30.110(d) and (i) with no action to be taken. The motion passed by unanimous voice vote.

At 6:35 p.m. the Mayor Pro Tem adjourned the meeting for an executive session, with no action to be taken. At 6:56 p.m. the Mayor Pro Tem reconvened the meeting.

4. OLD BUSINESS

A. Adoption of Resolution No. 12-1217, Consenting to the Annexation of the Territory of the City of Pacific, Washington into the City of Auburn, Washington Simultaneous with the De-Annexation of the City of Pacific Pursuant to RCW 35.10.217(2)

Mayor Pro Tem Jones read a statement into the record, as follows:

“Today, Monday, December 17, 2012, at 10:00 a.m. Council President Leanne Guier, City Clerk Patti Kirkpatrick, and I met with representatives from AJG to discuss what, if any, options they could provide the City in the way of insurance coverage for the upcoming year considering our existing insurance policy end date is near. At the end of our meeting it was felt that the possibility was good that they would be able to broker insurance coverage for us, but the final decision remained at the insurance corporate level. We informed them of our

time concerns and we were assured the City would know as soon as they were notified. We communicated our concern that our last Council meeting was December 26th and we would need to have the insurance package at the earliest convenience so we could review and accept the policy by that date. To that affect, and to give our City every opportunity to continue as an insured City, it is recommended that Resolution Nos. 12-1217 and 12-1218 be postponed to our December 26, 2012, Council meeting.”

Councilmember Hulsey Moved and Councilmember McMahan seconded the motion to postpone the adoption of Resolution No. 12-1217 to the December 26, 2012, Council meeting.

Mr. Charles Dietch confirmed that it requires 60% of the property owner assessed property valuation to oppose annexation with the City of Auburn should this resolution pass.

The motion passed by unanimous voice vote.

5. NEW BUSINESS

A. Adoption of Resolution No. 12-1218, Calling for a Special Election on February 12, 2013, Concerning the Disincorporation of the City of Pacific

Councilmember Putnam explained that the Council would like to have a definitive answer on the insurance coverage and favored postponing this item to December 26, 2012, Council meeting.

Councilmember Hulsey Moved and Councilmember Putnam seconded the motion to postpone the adoption of Resolution No. 12-1218 to the December 26, 2012, Council meeting. The motion passed by unanimous voice vote.

B. Adoption of Resolution No. 12-1219, Authorizing the Mayor to Execute Supplemental Agreement No. 10, with Skillings Connolly for Time Extension

City Clerk Kirkpatrick presented the Staff report, noting that Skillings Connolly was asking for additional time to complete the Stewart Road Project.

Councilmember Putnam Moved and Councilmember Hulsey seconded the motion to adopt Resolution No. 12-1219, authorizing the Mayor to execute Supplemental Agreement No. 10, for time extension only with Skillings Connolly for Stewart Road/Thornton Avenue Improvements Project to December 31, 2013.

Council discussion ensued with Mr. Gary Richardson on the following items:

- The six steps required by the Transportation Improvement Board to continue funding support for the project, which includes:
 - Modifying the STIP
 - Complete the Pierce County Interlocal Agreement with the City of Pacific
 - Securing right-of-way costs transfer to the Valentine project
 - Complete the MOU with Gordon Trucking
 - Preparing a balanced financial plan and
 - Establishing an ad date for construction

- Completing the right-of-way negotiations with Gordon Trucking
- Completing the design of the interurban trail from SR 167 to Valentine Avenue
- Completing design of the Stewart Road project

Councilmember Steiger Moved and Councilmember Hulse seconded the motion to postpone the adoption of Resolution No. 12-1219 to the December 26, 2012, Council meeting. The motion passed by unanimous voice vote.

11. ADJOURN

Mayor Pro Tem Jones adjourned the City Council Meeting at 7:13 p.m.

Patricia J. Kirkpatrick, MMC, City Clerk

**CITY OF PACIFIC
CITY COUNCIL**

**WORKSHOP MEETING
December 17, 2012**

**City Hall ~ Gym
City Hall, 6:30PM**

MEETING MINUTES

Roll Call

Mayor Cy Sun, Absent
Leanne Guier, Council President
John Jones, Mayor Pro Tem
Tren Walker, absent
James McMahan
Josh Putnam
Gary Hulse
Clint Steiger

Staff Present: City Clerk Patti Kirkpatrick, Finance Director Betty Garrison, Associate Planner Paula Wiech, and Public Safety Director John Calkins.

Council President Guier called the meeting to order at 7:21 p.m.

Changes/Additions

Councilmembers added:
Discussion: Extension of Contractual Agreement with Gerina Dahl
Update: Shoreline Master Plan

Agenda Items

1. Discussion: Proposed 2012 Budget Amendment

Finance Director Garrison went over the changes to the 2012 budget, noting that she showed the projected beginning balances to actual. Councilmember discussion ensued regarding criminal justice fund with direction to bring the Ordinance forward to the December 26, 2012 regular meeting.

2. Discussion: Amending Chapter 9.97.020 Relating to Influence of Alcohol or Drugs

Public Safety Director Calkins explained that these are two fairly new laws that relate to DUIs involving minors and defining the difference between negligent driving in the First and Second degrees. It was brought to his attention that the City has not adopted these two laws, and the City cannot enforce the laws if it is not so adopted and in the Municipal Code. Council discussion ensued with direction to bring an Ordinance forward to the December 26, 2012 regular meeting.

3. Discussion: Second Amendment to the SCORE Jail Contract Regarding Video Arraignments

Public Safety Director Calkins explained that the SCORE Jail facility will provide all of the equipment needed to do video arraignments at no cost to the City, which should provide a savings up to \$58,000 per year in transportation costs. Council discussion ensued with direction to bring forward to the December 26, 2012 regular meeting.

4. Discussion: Request for Waiver of Fees for Inch and Abernathy Homes Located in White River Subdivision

Associate Planner Wiech explained that current Municipal Code 17.08.060(c) states a dwelling moved to a location other than the same property shall comply throughout with the Building Code. The International Residential Code 104.1 and 104.10 gives the City's Building Inspector the right to render interpretations and to grant modifications on a case by case basis. Due to the new age of the homes, that the new foundations meet current code on seismic activity, the Building Inspector is seeking Council approval to provide a waiver on requiring the owners to bring the homes up to current insulation code standards. Council discussion ensued with direction to bring forward to the December 26, 2012, regular meeting.

5. Discussion: Stewart Road Construction Project Update

Mr. Gary Richardson of Skillings Connolly provide a project status update as follows:

- The six items from the Transportation Improvement Board still need to be done.
 - STIP – Fixed Federal money for interurban trail
 - ILA with Pierce County on hold while the City straightens out their insurance issues
 - Right-of-way Transfer of funds from Valentine to Stewart Road
 - MOU with Gordon Trucking – on hold until the City straightens out their insurance issues and are ready to sign once that is known
 - Financial Plan is needed to show the TIB how the project will look and that needs to be done by the first of the year
 - Contracting Date – still aiming for April 1, 2013
- Received a \$300,000 public works trust fund loan, which they planned to use for right-of-way acquisitions
- Need to finish the roadway design – at 95%.
- Trail design needs to be finished – at 50%
- Right-of-way acquisitions – once MOU with Gordon Trucking is done, it will be used as the basis during row acquisitions.

Councilmember Jones asked about the barriers and dirt and Mr. Richardson will speak with Ken Barnett at the City about this matter.

6. Discussion: Extension of Contractual Agreement with Gerina Dahl

Finance Director Garrison reported the Finance Committee met with Ms. Dahl in November to go over her services with the City; and recommended a contract extension be brought forward to Council for further consideration and approval. Councilmembers directed this matter be brought forward to the December 26, 2012, regular meeting.

7. Discussion: Shoreline Master Plan Update

Associate Planner Wiech went over the changes being proposed by the Department of Ecology, noting this amendment is necessary to comply with the statutory deadline as provided in RCW 90.58.100 that requires local governments to complete a comprehensive update to their Shoreline Master Program. The City's existing SMP has not been updated since the original adoption of the program in February of 1974. This SMP update is necessary to address land use changes that have occurred along the City's shorelines over the past 38 years and to provide consistency between the updated SMP and the environmental protection and land use management policies/practices provided by the City's Critical Areas Ordinance, Comprehensive Plan, Flood Management Plan, and Zoning Ordinances. Council discussion ensued with Ms. Wiech checking into whether the FEMA maps will include a floodway for the City; and to move the matter forward.

At 8:30 p.m. Council President Guier adjourned the meeting.

Patricia J. Kirkpatrick, MMC, City Clerk